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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/525,586

09/19/2005

Jan Bengt Thorner

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03/06/2009

ERICSSON INC.
6300 LEGACY DRIVE
M/S EVR 1-C-11
PLANO, TX 75024

EXAMINER

LERNER, MARTIN

ART UNIT

PAPER NUMBER

2626

MAIL DATE

DELIVERY MODE

03/06/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/525,586	Applicant(s) THORNER, JAN BENGT	
	Examiner MARTIN LERNER	Art Unit 2626	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 23 February 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☒ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 19 to 34 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 19 to 34 is/are allowed.
- 6) ☐ Claim(s) _____ is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>2/23/2005</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This application is in condition for allowance except for the following formal matters:

Specification

2. The disclosure is objected to because of the following informalities:

On page 3, line 7, "like" should be deleted.

On page 3, line 25, "peoples" should be "people's".

On page 7, line 9, "an" should be "a".

On page 9, line 26, "networks" should be "network's".

On page 12, lines 11, either "recognition" should be capitalized for consistency, or "Speech Recognition" should be changed to non-capitalized letters throughout the Specification.

On page 12, lines 18 to 19, "it's" should be "its" (two occurrences).

On page 13, line 14 to page 14, line 29, the underlining reflecting changes should be deleted.

On page 14, line 25, the italics should be removed for "by using name".

On page 16, line 11, the question mark should be removed.

On page 17, line 28, "he" should be "the".

On page 18, line 16, "server/application 1 informs" should be "server/application 1 informs".

Appropriate correction is required.

Art Unit: 2626

3. The disclosure is objected to because it contains an embedded hyperlink and/or other form of browser-executable code. Applicant is required to delete the embedded hyperlink and/or other form of browser-executable code. See MPEP § 608.01.

On page 9, line 10, the embedded hyperlink needs to be deleted.

Information Disclosure Statement

4. The Information Disclosure Statement filed 23 February 2005 fails to comply with 37 CFR 1.98(a)(2), which requires a legible copy of each cited foreign patent document; each non-patent literature publication or that portion which caused it to be listed; and all other information or that portion which caused it to be listed. It has been placed in the application file, but the information referred to therein has not been considered.

The Foreign Patent Documents AB, AC, AD, and the Other Prior Art AE are not found. These references are not readily available to the USPTO, and cannot be considered unless they are supplied by Applicant.

Priority

5. Applicant is advised of possible benefits under 35 U.S.C. 119(a)-(d), wherein an application for patent filed in the United States may be entitled to the benefit of the filing date of a prior application filed in a foreign country.

Applicant is requested to clarify whether priority is being sought under 35 U.S.C. §119(a) – (d) or only under 35 U.S.C. §120. Applicant's Declaration indicates that priority is being sought for PCT/EP02/09822, which is listed as a "Prior Foreign

Art Unit: 2626

Application”, but Applicant has not checked the box indicating that priority is being sought under 35 U.S.C. §119(a) – (d). The USPTO has indicated that priority is being considered for PCT/EP02/09822 under 35 U.S.C. §371 and 35 U.S.C. §120, so that no foreign priority conditions are claimed or met. If Applicant believes this is an error, Applicant should submit a new Declaration clearly indicating that priority is being sought under 35 U.S.C. §119(a) – (d). Conventionally, though, it appears appropriate that a national stage application filed under 35 U.S.C. §371 is accorded priority under 35 U.S.C. §120, but not 35 U.S.C. §119(a) – (d).

Prosecution on the merits is closed in accordance with the practice under *Ex parte Quayle*, 25 USPQ 74, 453 O.G. 213, (Comm’r Pat. 1935).

A shortened statutory period for reply to this action is set to expire **TWO MONTHS** from the mailing date of this letter.

ALLOWABLE SUBJECT MATTER

6. Claims 19 to 34 are allowed.
7. The following is a statement of reasons for the indication of allowable subject matter:

Independent claims 19, 23, and 31 to 34 are allowable because the prior art of record does not disclose or reasonably suggest recognizing spoken instructions associated with a VPN number for a stored VPN address, so that the VPN address is translated from the spoken instructions. *Griswold et al.* is the closest prior art of record,

Art Unit: 2626

disclosing the basic concept of translating spoken words into a web address, and mentions an application to a virtual private network. See ¶¶[0046] – ¶¶[0047] and ¶¶[0078] - ¶¶[0085]. However, *Griswold et al.* does not disclose VPN addresses or VPN numbers, or a switch, although a switch is well known in cellular telephone architectures. *Curry et al.* discloses an intelligent network with switches 110 that extracts an address or number from a query for translation or look-up. (Column 18, Lines 54 to 63) Still, *Curry et al.* doesn't disclose VPN numbers or VPN addresses from recognized spoken instructions. Similarly, *Lim et al.* discloses a voice-recognition-based method for calling a party at one of a number of locations, but is not directed to VPN numbers or VPN addresses. Applicant's Specification, Page 16, Line 28 to Page 17, Line 11, states that the invention is applicable to a VPN, where a user is trying to reach a person in the same company. The prior art of record does not disclose or reasonably suggest receiving a speech instruction associated with a VPN number, recognizing an additional spoken input indicating that a VPN address is stored, translating the speech instruction into a VPN address, and transferring the VPN address to a switch.

CONCLUSION

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MARTIN LERNER whose telephone number is (571)272-7608. The examiner can normally be reached on 8:30 AM to 6:00 PM Monday to Thursday.

Art Unit: 2626

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David R. Hudspeth can be reached on (571) 272-7843. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Martin Lerner/
Primary Examiner
Art Unit 2626
March 3, 2009